

AMENDED

APPLICATION FOR PERMIT  
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State-Engineer's Office..... AUG 14 1989  
Returned to applicant for correction..... SEP 20 1989  
Corrected application filed..... OCT 5 1989  
Map filed..... OCT 5 1989

The applicant..... William Shipley  
P.O. Box 464....., of..... Gardnerville.....  
Street and No. or P.O. Box No. City or Town  
Nevada 89410....., hereby make application for permission to appropriate the public  
State and Zip Code No.  
waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a  
copartnership or association, give names of members.)

1. The source of the proposed appropriation is..... underground.....  
Name of stream, lake, spring, underground or other source
2. The amount of water applied for is..... 0.10..... second-feet  
One second-foot equals 448.83 gals. per min.  
(a) If stored in reservoir give number of acre-feet.....
3. The water to be used for..... mining and domestic.....  
Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.
4. If use is for:
  - (a) Irrigation, state number of acres to be irrigated.....
  - (b) Stockwater, state number and kinds of animals to be watered.....
  - (c) Other use (describe fully under "No. 12. Remarks").....
  - (d) Power:
    - (1) Horsepower developed.....
    - (2) Point of return of water to stream.....
5. The water is to be diverted from its source at the following point..... within the SE¼NW¼ of Section 10,  
Describe as being within a 40-acre subdivision of public  
T.12N., R.21E., M.D.B.&M. or at a point from which the N¼ corner of said Section  
survey, and by course and distance to a section corner. If on unsurveyed land, it should be so stated.  
10 bears N8°27'57"E a distance of 1,541.73 feet.
6. Place of use..... portions of the following: The NW¼NE¼, the NE¼NE¼, the SE¼NW¼, the  
Describe by legal subdivision. If on unsurveyed land, it should be so stated.  
SW¼NE¼, and the SE¼NE¼ all within Section 10, T.12N., R.21E., M.D.B.&M. Total  
area of the place of use is 77.686 acres.
7. Use will begin about..... 1 January..... and end about..... 31 December..... of each year.  
Month and Day Month and Day
8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and  
specifications of your diversion or storage works.)..... Drilled well, pump and motor, and piping.  
State manner in which water is to be diverted, i.e. diversion structure, ditches and  
flumes, drilled well with pump and motor, etc.
9. Estimated cost of works..... \$10,000.

10. Estimated time required to construct works.....Two years  
If well completed, describe works.

11. Estimated time required to complete the application of water to beneficial use.....Five years

12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

To process 35 tons of ore per day.

/s/ Wyatt J. Owens  
By P.O. Box 44 Smith, Nev. 89430

Compared.....bp/db.....bp/se

Protested.....

APPROVAL.....OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to existing rights. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level. This well shall be equipped with a two (2) inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. A totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of water begins, or before the Proof of Completion of Work is filed. This source is located within an area designated by the State Engineer, pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The well must be sealed with cement grout, concrete grout or neat cement from ground level to 100 feet.

(CONTINUED ON PAGE 2)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed.....0.1.....cubic feet per second., but not to exceed 5.5 million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before.....June 18, 1991

Proof of completion of work shall be filed on or before.....July 18, 1991

Application of water to beneficial use shall be made on or before.....June 18, 1993

Proof of the application of water to beneficial use shall be filed on or before.....July 18, 1993

Map in support of proof of beneficial use shall be filed on or before.....N/A


Completion of work filed.....JAN 22 1991

Proof of beneficial use filed.....

Cultural map filed.....

Certificate No.....Issued.....

IN TESTIMONY WHEREOF, I R. MICHAEL TURNIPSEED, P.E.  
State Engineer of Nevada, have hereunto set my hand and the seal of my office, this.....18th.....day of.....June.....

A.D. 19.....90.....  
  
State Engineer

## (PERMIT TERMS CONTINUED)

This permit is issued under the preferred use provisions of NRS Chapter 534. The manner of use of water under this permit is by nature of its activity a temporary use and any application to change the manner of use granted under this permit will be subject to additional determination and evaluation with respect to the permanent effects on existing rights and the resource within the ground water basin.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This permit is issued under the provisions of NRS 534.120(2) as a preferred use.